

FYI

**PATENT** SEP 28 1992  
38-21(10525)

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

# 29(N/E)

IN RE APPLICATION OF

Robert T. FRALEY et al.

SERIAL NO: 07/625,637

FILED: December 7, 1990

TITLE: CHIMERIC GENES FOR  
TRANSFORMING PLANT  
CELLS USING VIRAL  
PROMOTERS

)  
)  
) GROUP ART UNIT: 184  
)  
) EXAMINER: David T. Fox  
)  
) September 25, 1992  
)  
)  
)  
)  
)

**AMENDMENT**

Hon. Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

**If Motion By Fraley Et Al. Under 37 C.F.R. § 1.633(I), (C)(2) And (4) To  
Redefine The Interfering Subject Matter By Amending Fraley Et Al. Claims 16-18  
And Designating, Fraley Et Al. Claims 16-18 As Not Corresponding To The Count  
is granted, please enter the following amendments.**

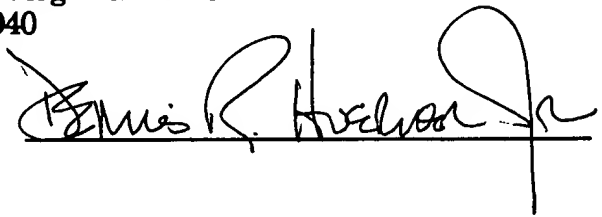
**IN THE CLAIMS**

16. (Twice Amended) A differentiated dicotyledonous plant regenerated  
from plant cells, said plant cells [comprising plant cells] containing a chimeric  
gene which comprises a promoter from cauliflower mosaic virus, said promoter  
selected from the group consisting of a CaMV(35S) promoter and a CaMV(19S)  
promoter, and a structural sequence which is heterologous with respect to the  
promoter.

**CERTIFICATE OF SERVICE**

It is hereby certified that a copy of the foregoing **Amendment** was served by Federal Express on September 25, 1992 on:

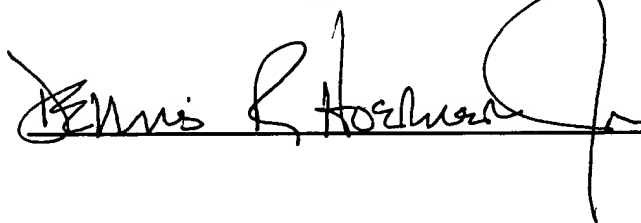
Richard D. Kelly  
1755 Jefferson Davis Highway  
Fourth Floor  
Arlington, Virginia 22202  
(703) 521-5940



Date: September 25, 1992

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner of Patents and Trademarks,  
Washington D.C., 20231 on September 25, 1992  
Dennis R. Hoerner, Jr.  
Registration No. 30,914



Date: 9/25/92